

**MENOMINEE TRIBAL LEGISLATURE – REGULAR
THURSDAY, MARCH 3, 2011
TRIBAL OFFICE BOARDROOM
KESHENA, WI 54135
5:00 P.M.**

MEMBERS PRESENT:

Randal Chevalier, Tribal Chairman
Myrna R. Warrington
Rebecca D. Alegria
Craig A. Corn
Lisa S. Waukau
Bruce J. Pecore
Orman D. Waukau Jr.
Laurie A. Boivin

MEMBERS ABSENT:

David A. Miller (*Excused Absence*)

1. Call to Order – Roll Call.

Chairman Randal Chevalier called the meeting to order at 5:00 p.m. Roll Call was taken with a quorum present.

2. Menominee Prayer.

Legislator Warrington said the Menominee Prayer in the Menominee and English Language.

3. Public Comment Period.

Norbert Miller – Fireworks, Lawyer Fees, and 10-29 Ordinance: They have a Committee sit up in Neopit for Fireworks, and for the first time they will be developing a proposal with a budget for \$8,000, and it will also address safety concerns. They're doing fundraising, and would also like to have all Communities join in to support their efforts. In addition, they are advertising and highlighting all of the businesses that assisted to make this a success. Although, they are not asking for any monetary donations from the Tribe due to our financial constraints they are hoping to make this a yearly community event with hopes that each year it'll keep on being just as successful as the previous year. He also asked if the Tribe or Tribal Courts paid anything for Lawyer Fees related to the litigation with a newly elected Legislator. He also asked if the individual Legislator received any time on task related to the Court issues. He also asked about Ordinance 10-29 and the "NO VOTE."

Chairman Chevalier informed Norbert Miller to contact his Executive Secretary, Debra Bowman because she is in charge of a program that could assist them with their monetary request. He also informed him that only the Election Commission received fund from the Tribe related to the Court case, and there was no time on task paid out to any individuals related to the Court case. The Tribe is implementing the "NO VOTE" by amending Ordinance 99-01 (Conservation Code.)

Brian Tepiew Sr. – Who do they pick for Community Meetings: He asked how are Legislator's selected for meetings. He requested to have Craig Corn, Rebecca Alegria, Myrna Warrington, and David Miller assigned to the Middle Village community, and when could he know if his request is honored.

Chairman Chevalier informed him that the Executive Legislator's select the members, and he could stay for the appointments.

4. Maehnow Pmatesen AODA Cadre Presentation – Wendell Waukau & Robert Kovar.

Representatives from the Menominee Indian School District, Wendell Waukau, Superintendent; Regina Washinawatok, Previous Legislator and Teacher; Paula Fernandez, Teacher; Paula Waukau, Teacher; MISD Students; and Robert Kovar of Marshfield presented the Legislature with a video of underage drinking and drug abuse amongst our youth. Research as revealed that 80% of all accidents on the Reservation are alcohol or drug related. The AODA Cadre believes that if additional taxes are affixed to alcohol sales those proceeds would assist our youth with AODA issues that are not covered by Insurance or the Tribal Clinic's Contract Health Services.

MOTION BY LISA WAUKAU THAT WE SEND TO GOVERNMENTAL AFFAIRS COMMITTEE, AND TASK THEM WITH COMING UP WITH A HEALTHY LIVING TAX, AND WITH THE RECEIPTS OF THOSE TAX DOLLARS TO GO TO THE FUNDING OF THE AODA ACTIVITIES THAT WOULD PREVENT YOUTH FROM ENGAGING WITH THAT WITHIN 45 DAYS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

5. Bid Recommendation for Housing HVAC Services for 34 Homes.

MOTION BY BRUCE PECORE TO CONCUR WITH THE BID EVALUATION TEAM TO AWARD THE HOUSING HVAC MATERIALS AND INSTALLATION SERVICES FOR 34 HOMES PROJECT TO NORTHERN HEATING &

ELECTRICAL FOR \$91,022.00 AS BID, INCLUDING THE ATTACHED EMPLOYEE LIST. SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

6. Community Committee Appointments.

Before the Legislature started to vote for Community Committee members they held discussions related to Ordinance 95-04 (Tribal Government Plan), and decided to remove an enrolled Tribal member and replace her with the newly hired Insurance Director as mandated in Ordinance 95-04.

MOTION BY LISA WAUKAU THAT WE REINSTALL THE INSURANCE DIRECTOR TO THE TRIBAL BUDGET AND FINANCE COMMITTEE. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

PLEASE NOTE: The Menominee Tribal Legislature voted by Ballot for all Community Committee members.

BUDGET AND FINANCE COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Sean P. Harte* – 6, and *Mary C. Wayka* – 3.

MOTION BY LISA WAUKAU TO APPOINT SEAN P. HARTE TO THE BUDGET AND FINANCE COMMITTEE FOR THIS COMING ADMINISTRATIVE YEAR. (COMMUNITY MEMBER). SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

COMMUNITY DEVELOPMENT COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Crystal Chevalier* – 2; *Mary L. Waupoose* – 0; *Margaret Otradovec* – *Lyons* – 2; *Dorian LaTender* – *Lyons* – 1; *Robert James Lyons* – 0; *Lisa M. Gast* – 2; and *Geradette Richmond* – 0. There was a tie between Crystal Chevalier, Margaret Otradovec – Lyons, and Lisa M. Gast.

Due to the tie vote between Crystal Chevalier, Margaret Otradovec-Lyons, and Lisa M. Gast another ballot vote was taken and the vote was as follows: *Crystal Chevalier* – 1; *Margaret Otradovec* – *Lyons* – 4; and *Lisa M. Gast* – 3.

MOTION BY BRUCE PECORE TO APPOINT MARGARET OTRADOVEC – LYONS TO THE COMMUNITY DEVELOPMENT COMMITTEE (COMMUNITY MEMBER). SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 6 FOR, 0 OPPOSED, 1 ABSTENTION (BOIVIN), AND 1 ABSENT (D. MILLER).

PLEASE NOTE: Legislator Boivin qualified her abstention as follows: “*I didn’t vote in the balloting.*”

ENFORCEMENT RESOURCE AND PROTECTION COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Ronald Bowan Sr* – 1; *Crystal Chevalier* – 0; *Dona Beauprey* – 0; *Bridget A. Long* – 1; *Brett Hoffman* – 1; *Mary C. Wayka* – 3; *Rosemund E. Hoffman* – 1; *Melissa M. Pitzl* – 1; and *Geradette Richmond* – 0.

MOTION BY MYRNA WARRINGTON TO APPOINT MARY C. WAYKA ON THE ENFORCEMENT RESOURCE AND PROTECTION COMMITTEE (COMMUNITY MEMBER). SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

GOVERNMENTAL AFFAIRS COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Bridget A. Long* – 0; *Rosemund E. Hoffman* – 3; *Debra A. Fowler-Bowman* – 5; and *Geradette Richmond* – 0.

MOTION BY LISA WAUKAU TO APPOINT DEBRA A. FOWLER-BOWMAN TO THE GOVERNMENTAL AFFAIRS COMMITTEE FOR THIS ADMINISTRATIVE YEAR. (COMMUNITY MEMBER). SECOND WAS MADE

BY ORMAN WAUKAU. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

HEALTH AND FAMILY COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Crystal Chevalier* – 3; *Mary Lynn Knope* – 1; *Dona Beauprey* – 1; *Mary C. Wayka* – 1; and *Geradette Richmond* – 2.

MOTION BY REBECCA ALEGRIA TO APPOINT CRYSTAL CHEVALIER TO THE HEALTH AND FAMILY COMMITTEE FOR THIS LEGISLATIVE YEAR. (COMMUNITY MEMBER). SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

HOUSING COMMITTEE

This Committee requires two (2) community members per their ByLaws. The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Lloyd J. Pecore* – 4; *Mary C. Wayka* – 1; *Mary L. Waupoose* – 2; *Margaret Otradovec – Lyons* – 2; *Dorian LaTender-Lyons* – 3; *Debra A. Fowler – Bowman* – 3; and *Geradette Richmond* – 1.

Due to the tie between Dorian LaTender-Lyons and Debra A. Fowler-Bowman another ballot vote was taken and the vote was as follows: *Dorian LaTender-Lyons* – 5; and *Debra A. Fowler – Bowman* – 3.

MOTION BY REBECCA ALEGRIA TO APPOINT LLOYD J. PECORE AND DORIAN LATENDER-LYONS TO THE HOUSING COMMITTEE (COMMUNITY MEMBERS). SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

LABOR, EDUCATION, AND TRAINING COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Ronald Bowan Sr* – 3; *John H. Teller* – 4; *Mary C. Wayka* – 1; and *Geradette Richmond* – 0.

MOTION BY BRUCE PECORE TO APPOINT JOHN H. TELLER TO THE LABOR, EDUCATION, AND TRAINING COMMITTEE (COMMUNITY MEMBER). SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 6 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

TRIBAL FORESTRY COMMITTEE

The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Brett Hoffman* – 4; *Margaret Otradovec – Lyons* – 4; and *Robert James Lyons* – 0.

Due to the tie between Brett Hoffman and Margaret Otradovec – Lyons another ballot vote was taken and the vote was as follows: *Brett Hoffman* – 4; and *Margaret Otradovec – Lyons* – 4.

Due to the tie between Brett Hoffman and Margaret Otradovec – Lyons another ballot vote was taken and the vote was as follows: *Brett Hoffman* – 4; and *Margaret Otradovec – Lyons* – 4.

Due to the tie between Brett Hoffman and Margaret Otradovec – Lyons another ballot vote was taken and the vote was as follows: *Brett Hoffman* – 3; and *Margaret Otradovec – Lyons* – 5.

MOTION BY ORMAN WAUKAU TO APPOINT MARGARET OTRADOVEC – LYONS TO THE TRIBAL FORESTRY COMMITTEE (COMMUNITY MEMBER). SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

POW-WOW BOARD

This Pow-Wow Board has four (4) community member openings. The following tribal members applied for the committee appointment for this Legislative year and the ballot votes were as follows: *Monty Beauprey Sr* – 7; *Dorian Latender-Lyons* – 5; *Mary L. Waupoose* – 8; *Mary C. Wayka* – 8; and *Robert Lyons* – 5.

Due to the tie between Dorian LaTender – Lyons and Robert Lyons another ballot vote was taken and the vote was as follows:
Dorian LaTender – Lyons – 4; and Robert Lyons – 4.

Due to the tie between Dorian LaTender – Lyons and Robert Lyons another ballot vote was taken and the vote was as follows:
Dorian LaTender – Lyons – 6; and Robert Lyons – 2.

MOTION BY REBECCA ALEGRIA TO APPOINT DORIAN LATENDER LYONS, MONTY BEAUPREY, MARY L. WAUPOOSE, AND MARY C. WAYKA TO THE POW-WOW BOARD FOR A TWO (2) YEAR TERM. (COMMUNITY MEMBERS) SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

7. 2011 Legislative Committee Appointments.

Legislator Boivin requested to remove the names of Legislators' listed on amended, repealed or new Ordinances to coincide with the Constitution and ByLaws of the Menominee Indian Tribe of Wisconsin.

MOTION BY LAURIE BOIVIN TO APPROVE THE (2011) LEGISLATIVE COMMITTEE ASSIGNMENTS AS DISCUSSED AND CHANGED. SECOND WAS MADE BY LISA WAUKAU. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

8. Legislative Nomination to the Indian Reservation Roads (IRR) Program Coordinating Committee.

MOTION BY LAURIE BOIVIN THAT WE SUBMIT TO THE DEPARTMENT OF INTERIOR THE NAMES OF GERALD WARRINGTON, KEN KLEMENS, AND ORMAN WAUKAU JR. TO THE INDIAN RESERVATION ROADS (IRR) PROGRAM COORDINATING COMMITTEE. (3 YEAR TERM) SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

9. Approval of the 2011 Menominee Tribal Legislature – Legislative Rules of Procedure.

MOTION BY REBECCA ALEGRIA TO ACCEPT AND APPROVE THE MENOMINEE TRIBAL LEGISLATURE LEGISLATIVE RULES OF PROCEDURE WITH THE DISCUSSED CHANGES (7.05 (B) DELETE LAST SENTENCE). SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

10. Approval of January 15, 2011 Annual General Council Motions.

MOTION BY BRUCE PECORE TO HAVE THE TRIBAL LEGAL SERVICES DO A LEGAL ANALYSIS TO FIND OUT WHAT ITS AUTHORITY IS WITH RESPECT TO MTE MANAGEMENT TO ENSURE THAT OUR RESOURCES ARE PROPERLY TAKEN CARE OF. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 6 FOR, 1 OPPOSED (WARRINGTON), 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

PLEASE NOTE: Legislator Warrington qualified her opposition as follows: *"because I think it's mixed up because the minutes are here from that meeting and they're talking about numerous issues regarding voting."*

MOTION BY BRUCE PECORE TO HAVE THE CHAIR FORWARD A LETTER OVER THE CHAIR OF MTE TO HAVE THE VOTING PLACE IN KESHENA.

PLEASE NOTE: *There was no second to the motion; therefore, the motion died.*

Legislator's informed Chairman Chevalier that is courtesy of the Chairman's Office to automatically send a letter which would introduce the motion.

MOTION BY LAURIE BOIVIN TO HAVE THE CHAIRMAN SEND A LETTER TO MTE REGARDING THE ELECTIONS, AND THEY NEED TO COME INTO COMPLIANCE WITH THE ELECTION ORDINANCE 07-17. SECOND WAS MADE BY BRUCE PECORE.

PLEASE NOTE: *The motion was withdrawn, because it was the consensus of the Legislature for the Tribal Chairman to send*

MTE the Election Ordinance (07-17).

MOTION BY LAURIE BOIVIN THAT THE MTE ELECTIONS MATTER BE FORWARDED TO THE GOVERNMENTAL AFFAIRS COMMITTEE FOR FURTHER RESEARCH AND ANALYSIS REGARDING THE JANUARY 15, 2011 GENERAL COUNCIL MOTION. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 6 FOR, 1 OPPOSED (CORN), 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

PLEASE NOTE: Legislator Corn qualified his opposition as follows: *“It seems like everybody wants a stumpage from MTE, but yet people want to get after little things about it and it just don’t make sense. You got to wait in line for what people want either way.”*

MOTION BY BRUCE PECORE THAT WE SEND THE TRIBAL CONSTITUTION ISSUE OF THE MENOMINEE PEOPLE ELECTING THE THREE (3) OFFICERS TO GOVERNMENTAL AFFAIRS COMMITTEE TO BRING BACK A RECOMMENDATION OF HOW WE CAN GET THIS DONE AT THE NEXT ELECTION. SECOND WAS MADE BY ORMAN WAUKAU. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

11. Other Business: Matters of an Immediate Nature that Cannot Wait Until the Next Meeting.

MOTION BY LAURIE BOIVIN THAT WE ENTERTAIN THE SIX (6) ITEMS UNDER *OTHER BUSINESS: MATTERS OF AN IMMEDIATE NATURE THAT CANNOT WAIT UNTIL THE NEXT MEETING:*” – 1) APPROVAL OF MITW/DEPARTMENT OF TRANSPORTATION AND MENOMINEE CASINO RESORT MEMORANDUM OF AGREEMENT; 2) RESOLUTION NO. 11-14 OPPOSITION OF WI 2011 ASSEMBLY BILL 26 REQUESTING THE REPEALING ACTION OF 2009 WISCONSIN ACT 250; 3) ADD TO AGENDA UNDER EXECUTIVE SESSION (A) (1) FMP APPEAL; 4) SETTING THE DATE FOR THE STURGEON FEAST & CELEBRATION FOR APRIL 16, 2011; 5) RESOLUTION NO. 11-15 SUPPORT OF APPLICATION FOR FUNDING UNDER THE NATIONAL PARK SERVICE TO PRESERVE THE SAINT JOSEPH OF THE LAKE CHURCH AND CEMETERY; & 6) THE 2011 NATIVE PLANT NURSERY PLANNING WORKSHOP AT CMN. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

1) Approval of MITW/Department of Transportation and Menominee Casino Resort Memorandum of Agreement;

MOTION BY REBECCA ALEGRIA TO APPROVE THE MEMORANDUM OF AGREEMENT BETWEEN THE MITW/DEPARTMENT OF TRANSPORTATION AND MENOMINEE CASINO RESORT, AND WAIVE THE READING, AND AUTHORIZE CHAIRMAN RANDAL CHEVALIER TO SIGN AND DATE. (*JANUARY 1, 2011 – DECEMBER 31, 2011*). SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

2) Resolution No. 11-14 Opposition of WI 2011 Assembly Bill 26 Requesting the Repealing Action of 2009 Wisconsin Act 250;

MOTION BY REBECCA ALEGRIA TO APPROVE RESOLUTION NO. 11-14 OPPOSITION OF WISCONSIN 2011 ASSEMBLY BILL 26 REQUESTING THE REPEALING ACTION OF THE 2009 WISCONSIN ACT 250, WAIVE THE READING, AND AUTHORIZE CHAIRMAN CHEVALIER AND SECRETARY TO SIGN. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

3) Add to Agenda Under Executive Session (A) (1) FMP Appeal;

This issue will be taken up in Executive Session.

4) Setting the Date for the Sturgeon Feast & Celebration for April 16, 2011;

MOTION BY REBECCA ALEGRIA TO APPROVE AND SET THE DATE FOR THE 2011 ANNUAL STURGEON FEAST AND CELEBRATION FOR SATURDAY, APRIL 16, 2011. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

5) Resolution No. 11-15 Support of Application for Funding Under the National Park Service to Preserve the Saint Joseph of the Lake Church and Cemetery; &

MOTION BY LAURIE BOIVIN FOR APPROVAL OF MENOMINEE NATION MENOMINEE TRIBAL LEGISLATURE RESOLUTION NO. 11-15 RESOLUTION NO. 11-15 SUPPORT OF APPLICATION FOR FUNDING UNDER THE NATIONAL PARK SERVICE TO PRESERVE THE SAINT JOSEPH OF THE LAKE CHURCH AND CEMETERY, WAIVE THE READING, AND AUTHORIZE THE SIGNATORIES TO ADD WITH THE CHANGE TO THE SIXTH (6TH) WHEREAS AS DISCUSSED. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

6) THE 2011 NATIVE PLANT NURSERY PLANNING WORKSHOP AT CMN.

Legislator Warrington handed out a brochure regarding the 2011 Native Plant Nursery Planning Workshop that will be held at the College of Menominee Nation on March 16 and 17, 2011. She requested that the Forestry Committee members and Trust Resources Director, Chris Caldwell be able to attend this free 2-day workshop.

12. Resolution No. 11-___ Resolution Designating Representatives to the Fox River/Green Bay Natural Resource Trustee Council.

MOTION BY MYRNA WARRINGTON TO APPROVE MENOMINEE INDIAN TRIBE OF WISCONSIN RESOLUTION NO. 11-11 RESOLUTION DESIGNATING REPRESENTATIVES TO THE FOX RIVER/GREEN BAY NATURAL RESOURCE TRUSTEE COUNCIL, WAIVE THE READING AND APPROVE THE SIGNATURES. SECOND WAS MADE BY REBECCA ALEGRIA. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

13. Resolution No. 11-___ 2011 Indian Roads reservation (IRR) Program Update.

MOTION BY MYRNA WARRINGTON TO APPROVE RESOLUTION NO. 11-12 2011 INDIAN RESERVATION ROADS PROGRAM UPDATE, WAIVE THE READING, AND APPROVE THE SIGNATURES WITH CORRECTIONS. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 5 FOR, 1 OPPOSED (ALEGRIA), 1 ABSTENTION (CORN), AND 1 ABSENT (D. MILLER).

PLEASE NOTE: Legislator Alegria qualified her opposition as follows: *"this is opening up too many public road ways and some of these proposed roads are right in the heart of the Menominee Indian Reservation. For example, Crow Settlement road, Upper Bass Lake road, Ponfil's road, Camp 24 and Camp 23 they're adjacent to traditional burial grounds. "*

Legislator Corn qualified his abstention as follows: *"I understand the significance of these funds to the tribe, I do, but what we have out there to my eyes if priceless, and I just don't want to open that up to anybody other than enrolled tribal members, and that's why I abstained."*

14. Resolution No. 11-___ Support of Application for Funding Under the Office of Juvenile Justice and Delinquency Prevention Comprehensive Anti-Gang Strategies and Programs Grant.

MOTION BY REBECCA ALEGRIA TO ADOPT RESOLUTION NO. 11-13 SUPPORT OF APPLICATION FOR FUNDING UNDER THE OFFICE OF JUVENILE JUSTICE AND DELINQUENCY PREVENTION-COMPREHENSIVE ANTI-GANG STRATEGIES AND PROGRAMS GRANT, WAIVE THE READING, AND AUTHORIZE THE CHAIRMAN AND SECRETARY TO SIGN. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

PLEASE NOTE: Per the Legislative Rules of Procedure if the Tribal Legislature does not finish the regular business by 9:00 p.m. they are to recess and take up Executive Session until 10:00 p.m.

15. 10 – Day Waiver Request(s).

This agenda item will be taken up on March 4, 2011.

16. 1ST Consideration of Repeal of Tribal Ordinance No. 06-29 Communications Protocol.

This agenda item will be taken up on March 4, 2011.

17. 1ST Consideration of Amendment to Ordinance No. 83-05 Comprehensive Land Use & Natural Resource Plan.

This agenda item will be taken up on March 4, 2011.

18. 1ST Consideration of Amendment to Ordinance No. 10-20 Fiscal Year 2011 Tribal Budget.

This agenda item will be taken up on March 4, 2011.

19. 1ST Consideration of Amendment to Ordinance No. 99-01 Conservation Code.

This agenda item will be taken up on March 4, 2011.

20. 1ST Consideration of Ordinance No. 11-___ Cross Connection Control Program.

This agenda item will be taken up on March 4, 2011.

21. 1ST Consideration of Ordinance No. 11-___ Deceased Tribal Leaders' Right to Publicity.

This agenda item will be taken up on March 4, 2011.

22. Final Approval of Amendment to Ordinance No. 80-30 – Canceling Residential Lease Request.

This agenda item will be taken up on March 4, 2011.

23. Final Approval of Amendment to Ordinance No. 10-20 – Fiscal Year 2011 Tribal Budget.

This agenda item will be taken up on March 4, 2011.

24. Final Approval of Ordinance No. 11-01 – Residential Lease Request.

This agenda item will be taken up on March 4, 2011.

25. Final Approval of Ordinance No. 11-02 – Recreational Lease Requests.

This agenda item will be taken up on March 4, 2011.

26. Final Approval of Ordinance No. 11-03 – (*Menominee Tribal Housing Limited Partnership #7*).

This agenda item will be taken up on March 4, 2011.

27. Final Approval of Ordinance No. 11-04 – Residential Lease Requests (*Menominee Tribal Housing Limited Partnership #8*).

This agenda item will be taken up on March 4, 2011.

28. Approval of Minutes: 1) January 15, 2011 – Annual General Council; 2) February 9, 2011 – Organizational; & 3) February 17, 2011 – Regular.

This agenda item will be taken up on March 4, 2011.

29. Legislative Time on Task Reports.

This agenda item will be taken up on March 4, 2011.

30. Travel Authorization Requests.

This agenda item will be taken up on March 4, 2011.

31. Committee Reports and Recommendations:

- a. **Community Development Committee of February 8, 2011.**
 - i. **Request Approval for an Annual Veterans Pow-Wow;**

This agenda item will be taken up on March 4, 2011.

- ii. **Request Approval to Hold a Wedding in the Woodland Bowl; &**

This agenda item will be taken up on March 4, 2011.

- iii. **Request Approval for MIHS Senior Class 2011 Graduation Ceremony in the Woodland Bowl.**

This agenda item will be taken up on March 4, 2011.

- b. **Enforcement and Resource Protection Committee of February 16, 2011.**
 - i. **Request Approval of Forest Educational Use Notification Permit.**

This agenda item will be taken up on March 4, 2011.

- c. **Labor, Education, & Training Committee of February 18, 2011.**
 - i. **Re-Affirm Poll Vote for Re-Appointments.**

This agenda item will be taken up on March 4, 2011.

- d. **Menominee Tribe/Menominee County Human Services Planning Committee of February 22, 2011.**
 - i. **Request Approval Re-Appointment of Legislative Member.**

This agenda item will be taken up on March 4, 2011.

- e. **Governmental Affairs Committee of February 22, 2011.**
 - i. **Request Approval of the Dialysis PPO Contract and Amendments to the Health Care Plan.**

This agenda item will be taken up on March 4, 2011.

- 32. As per LRP 5.03 – EXECUTIVE SESSION: (A) Legal; (B) Personnel; & (C) Gaming – 1) Kenosha Project Update; & 2) MIGA Board Updates.**

MOTION BY LISA WAUKAU THAT WE GO INTO EXECUTIVE SESSION AND THAT WE RECESS THE REMAINDER OF THE AGENDA FOR FRIDAY, MARCH 4, 2011 AT 3:45 P.M. SECOND WAS MADE BY BRUCE PECORE. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

*****EXECUTIVE SESSION WAS NOT RECORDED*****

MOTION BY BRUCE PECORE TO COME OUT OF EXECUTIVE SESSION. SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

- (A) Legal;**
 - (1) FMP Appeal.**

MOTION BY BRUCE PECORE TO REQUEST A “STAY OF THE FMP APPEAL.” SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

- (B) Personnel; &**

There was no motion made after coming out of Executive Session.

(C) Gaming

1) Kenosha Project Update; &

PROPRIETARY MOTION BY LISA WAUKAU. SECOND WAS MADE BY MYRNA WARRINGTON. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

2) MIGA Board Updates.

There was no motion made after coming out of Executive Session.

MOTION BY BRUCE PECORE TO RECESS UNTIL FRIDAY, MARCH 4, 2011 AT 3:45 P.M. SECOND WAS MADE BY CRAIG CORN. THE MOTION CARRIED: 7 FOR, 0 OPPOSED, 0 ABSTENTIONS, AND 1 ABSENT (D. MILLER).

33. Adjournment.

This agenda item will be taken up on March 4, 2011.

PLEASE NOTE: The Legislature is recessed until March 4, 2011 at 3:45 P.M.

Respectfully submitted by;

A handwritten signature in cursive script that reads "Debra A. Bowman".

Debra A. Bowman, Recorder/Transcriber
EXECUTIVE SECRETARY, CHAIRMAN'S OFFICE